

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
DEBRUYNE, Kristine) Conf No.: 4670
Application No. 10/536,714) Art Unit: 3762
Filed: August 9, 2006) Examiner: KAHELIN, Michael
For: COCHLEAR IMPLANT DRUG)
DELIVERY DEVICE)

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The citation of information on the attached Form PTO/SB/08 is made pursuant to 37 C.F.R. §§ 1.56, 1.97, and 1.98. A copy of each cited item is enclosed except for U.S. patents and U.S. patent application publications.

The citation of this information does not constitute an admission of priority or that any cited item is available as a reference, or a waiver of any right the applicant may have under applicable statutes, Rules of Practice in patent cases, or otherwise.

A concise explanation of relevance of the items listed on form PTO/SB/08 is in the form of a English language translations of respective non-English language Office Actions from a foreign patent office, issued in a counterpart application, which refers to the relevant portions of the references. Specifically, the English language document with the header "P2002-543261" is a translation of the Japanese language "Notice of Reason(s) for Rejection" issued January 9,

2007, in Japanese patent Application No. 2002-543261, and the English language document with the header "ENGLISH TRANSLATION" with the Official File No.: 3B A 9307/2-003-2 is a translation of the German language "Office Action" dated March 12, 2007, for Austrian patent application 3B A 9307/2003-2 / PCT/AU2003/001584. The relevancy of the non English language references may be further ascertained by the English language abstracts and/or associated English language counterpart applications submitted herewith. It is noted that WO97/10784 submitted herewith corresponds to JP-11514252.

The Commissioner is authorized to charge any additional fee due to Deposit Account No. 11-0855.

Respectfully submitted,

/Michael G. Verga/
Michael G. Verga
Reg. No. 39410
Date: November 30, 2010

KILPATRICK STOCKTON LLP
1100 Peachtree Street
Suite 2800
Atlanta, Georgia 30309-4530
(404) 815-6500
Our Docket: 62367-393343